

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

PENGBO XIAO, an individual,

NO.: C17-1581-RSM

Plaintiff,

**STIPULATED MOTION TO
CONSOLIDATE**

vs.

FEAST BUFFET, INC., a Washington Corporation, HELEN EMPLOYMENT AGENCY, a California Corporation, and DOES 1-25, inclusive,

Defendants.

COME NOW all parties hereto, by and through undersigned counsel of record, and move to consolidate three cases pursuant to the following stipulation.

STIPULATION

This case is one of three cases filed in the US District Court Western District of Washington:

1. Jenglin Chen, et. al. v. Feast Buffet, Inc., et. al.

Case No. C17-1584-RSM. The Honorable Ricardo S. Martinez presiding.

2. Pengbo Xiao v. Feast Buffet, Inc., et. al.

Case No. C17-1581-RSM The Honorable Ricardo S. Martinez presiding

3. Libong Xu and Zhengri Song v. Feast Buffet, Inc., et al.

Case No. C17-1583-BSM. The Honorable Richard A. Jones presiding

1 These three cases are closely related. Plaintiffs in all three cases were employed
2 by Defendant Feast Buffet, Inc. as food servers. All plaintiffs state identical causes of
3 action, essentially asserting alleged unpaid wages. The three Complaints are virtually
4 identical, differing only by plaintiff names and dates of employment. The dates of
5 employment largely overlap. The same plaintiffs' counsel and defense counsel have
6 appeared in all three actions, with the exception that there is an additional counsel for
7 defendant Singsing Agent Services in the **Xu** case (Case No. C17-1583-RSM).

8 Consolidation of these actions would be appropriate to avoid conflict, prevent an
9 unduly burdensome duplication of labor, discovery and expense, and conserve resources
10 of the court and the parties. Conducting three separate cases involving the same legal
11 theories and essentially the same evidence would not promote an efficient determination
12 of the actions and would present a substantial potential for conflicting rulings and results.

14 These three actions should be consolidated through trial. Of the three current
15 trial and case schedules, the case and trial schedule in **Jinglin Chen, et. al.** (Case No.
16 C17-1584-RSM) should govern to allow completion of discovery and preparation for
17 trial. If that case and trial schedule are not convenient for the Court, the parties
18 respectfully request that the Court and all counsel conduct a phone conference to
19 establish a new, streamlined trial and case schedule.

20 IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.

21 DATED: _____

/s/ *Catherine Anne Allen*
Attorney for Plaintiffs
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1 DATED: _____

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7 */s/ Mark B. Shepherd*
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19 ORDER

20 PURSUANT TO STIPULATION, IT IS ORDERED that cases C17-1581-RSM,
21 C17-1583-RSM and C17-1584-RSM are consolidated through trial.

22 DATED: January 23, 2019.

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28 RICARDO S. MARTINEZ
29 CHIEF UNITED STATES DISTRICT JUDGE